

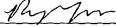
REMARKS

Entry of this Preliminary Amendment is respectfully requested. This application relates to a polymorphic form of 5-chloro-3-(4-methanesulfonylphenyl)-6'-methyl-[2,3']bipyridinyl.

This Preliminary Amendment cancels Claims 1-9 and adds new Claims 10-14. Claims in the application are now Claims 10-14.

This Preliminary Amendment is accompanied by an Information Disclosure Statement. Any additional fees required in connection with this Amendment may be taken from Merck Deposit Account No. 13-2755. The Examiner is invited to contact the undersigned attorney at the telephone number provided below if such would advance the prosecution of the case.

Respectfully submitted,

By 
Raynard Yuro
Reg. No. 45,570
Attorney for Applicants

MERCK & CO., Inc.
P.O. Box 2000
Rahway, New Jersey 07065-0907
(732) 594-0182

Date: September 12, 2003